IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 15702 of 1997

Between:

1 Velagarao, S/o Saynasi
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
2 Kaki Appalaraju, S/o Ramulu,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
3 Messam Potharaju, s/o Jogulu,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
4 G. Varahalaxamma, W/o Chiluku,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
5 V. Appadu, s/o Narayudu,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
6 V. Ramanamma, W/o Ramana Rao,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
7 Madagala Kasulu, s/o Nokkanna,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
8 Chindada apparao, S/o Chinnayya,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.
9 Thumpala Kanna, d/o Late Achiyya,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam.

..... PETITIONER(S)

AND

1 The Mandal Revenue Officer,

S. Rayavaram (M), Visakhapatnam Dist.

2 The Mandal Development Officer,
Mandal Praja Parishad, S. Rayavaram (M), Visakhapatnam Dist.

3 The District Collector,
Visakhapatnam Dist.

4 Ravi Venkata Ramana, S/o Sree Ramulu,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam Dist.

5 Veesam Appala Swamy, S/o Narayana Murthy,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam Dist.

6 Veesam Venkata Ramana, S/o Peda Kasulugari Kondaiah,
R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondent No. 4 to 6 in collusion with the Respondent No. 1 to herein in constructing the proposed buildings in Sy.No. 175 and S.No.179 Ext 0.43 cents water channel of Petasuripuram (V) in S.Rayavaram (M), Visakhapatnam Dist as arbitrary, illegal and unlawful an consequently direct the Respondent No 1 to 3 to stop the proposed illegal construction of the building by this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.P.RADHAKRISHNA(not present)

Counsel for the Respondent Nos 1 to 3.: G.P. FOR REVENUE

Counsel for respondents 4 to 6 : MR.M.S.R.SUBRAHMANYAM

The Court made the following :

ORDER:

The present writ petition is filed questioning the action of the respondents 4 to 6 in constructing a building in Survey No. 175 and 179 of Petasuripuram village in S.Rayavaram Mandal, Visakapatnam district, in collusion with respondents 1 to 3.

On 21-3-2005, none appeared for petitioners nor any representation made on their behalf. Today also none appeared for petitioners. The learned Government Pleader for Revenue on instructions submitted that the petitioners in the writ petition have no interest over the subject land and the present writ petition was filed at the instigation of the then local M.L.A. The learned Government Pleader also produced statements of second petitioner, third petitioner,

7th petitioner and 5th respondent in the writ petition to the effect that they have no interest in the matter and the writ petition was filed at the instance of the then local M.L.A. Learned Government Pleader further submitted that in view of the statements of the petitioners that they have no interest in the writ petition, no further orders are required to be passed in the writ petition.

Having regard to the statements made by the petitioners that they have no interest in present writ petition, I see no reason to proceed further in the matter. Accordingly, the writ petition is closed. No costs.

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N.V.RAMANA,J

04-04-2005

TVK

..... REGISTRAR

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SECTION OFFICER

To

1 The Mandal Revenue Officer,
S. Rayavaram (M), Visakhapatnam Dist.
2 The Mandal Development Officer,
Mandal Praja Parishad, S. Rayavaram (M), Visakhapatnam Dist.
3 The District Collector,
Visakhapatnam Dist.

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Visakhapatnam Dist.
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R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam Dist.
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R/o Saitarupeta (V), S. Rayavaram (M),
Visakhapatnam Dist.

7).. 2 CCs to Government Pleader for Revenue, High Court of A.P. Buildings, Hyderabad (OUT)

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